



CHMC7.001C

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Whitsett, J. A. ) Group Art Unit 1653  
Appl. No. : 09/558,576 )  
Filed : April 26, 2000 )  
For : SURFACTANT PROTEIN D )  
FOR THE PREVENTION AND )  
DIAGNOSIS OF )  
PULMONARY EMPHYSEMA )  
Examiner : Holly G. Schnizer

PRE AMEND/D  
AJ  
P# 23  
3-13-03

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PRELIMINARY AMENDMENT

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

Preliminary to examination on the merits, please amend the claims as follows:

In the Claims

Please cancel Claims 1-34.

Please add claims 35-58 as follows.

35. A method for the prevention and treatment of pulmonary disease comprising:  
introducing a composition comprising substantially purified mammalian SP-D protein into a  
human in an amount effective to reduce the symptoms of, or prevent, pulmonary disease.

36. The method of Claim 35, wherein said composition is substantially free of  
phosphatidylcholine.

03/05/2003 MAHAMED1 00000107 09558576

02 FC:2251 55.00 OP

03/05/2003 MAHAMED1 00000107 09558576

03 FC:2201 84.00 OP

03/05/2003 MAHAMED1 00000117 09558576

02 FC:2202

03 FC:2201

04 FC:2251

27.00 OP

84.00 OP

55.00 OP



Docket No.: CHMC7.001CP1

Page 1

23  
RECEIVEDREQUEST FORM FOR CONTINUED PROSECUTION APPLICATION (CPA)  
UNDER 37 CFR 1.53(d)United States Patent and Trademark Office  
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This is a Request for filing a continuation application under 37 CFR 1.53(d) as a Continued Prosecution Application (CPA) of prior Application No. 09/558,576, filed on April 26, 2000, entitled SURFACTANT PROTEIN D FOR THE PREVENTION AND DIAGNOSIS OF PULMONARY EMPHYSEMA, by inventor: Jeffrey A. Whitsett.

- (X) A one-month extension for responding to the PTO communication mailed in the prior application is hereby requested.

Time Extension Fee:

(x) One Month (\$55)

- (X) A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended above.

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Total Claims	23 - 20 =	3 ×	\$ 9	\$ 27
Independent Claims	5 - 3 =	2 ×	\$42	\$ 84
BASIC FEE				\$ 375
EXTENSION OF TIME				\$ 55
TOTAL				\$ 541

- (X) The above application qualifies for small entity status under 37 CFR § 1.27.
- (X) The power of attorney in the prior application is to the law firm of Knobbe, Martens, Olson & Bear, LLP (Customer No. 20,995).
- (X) A check in the amount of \$541 is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required, now or in the future, or credit any overpayment to Deposit Account No. 11-1410.

- (X) Return prepaid postcard.

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Address all future communications to Customer No. 20,995.

Date:

February 28, 2005

Signature:



Michael L. Fuller

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Attorney Docket No. : CHMC7.001CP1  
Applicant : Whitsett  
For : SURFACTANT PROTEIN D FOR THE  
PREVENTION AND DIAGNOSIS OF  
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Attorney : Michael L. Fuller  
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I hereby certify that the accompanying

CPA transmittal letter; Preliminary Amendment, six pages; Check for Filing Fee;  
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are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202.

Void date: 03/05/2003 MAHME1  
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01 FC:2006 -375.00-OP  
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Craig Smeiter

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